

~~(2) Any additional condition of probation that would promote the child's attendance in school.~~

### Article - Education

7-301.

(e-1) (1) This subsection applies only in Dorchester County, **HARFORD COUNTY, PRINCE GEORGE'S COUNTY**, Somerset County, Wicomico County, and Worcester County.

(2) A charge under this section may be filed in the juvenile court and assigned to a truancy docket for disposition under Title 3, Subtitle 8C of the Courts Article.

(3) (I) For a person with legal custody or care and control of a child at the time of an alleged violation of this section, it is an affirmative defense to a charge under this section that the person made reasonable and substantial efforts to see that the child attended school as required by law but was unable to cause the child to attend school.

[(4)] (II) If the court finds the affirmative defense is valid, the court shall dismiss the charge under this section against the defendant.

**(4) THE COURT MAY CONDITION MARKING A CHARGE UNDER THIS SECTION STET ON PARTICIPATION OF THE DEFENDANT IN THE APPROPRIATE TRUANCY REDUCTION PILOT PROGRAM UNDER TITLE 3, SUBTITLE 8C OF THE COURTS ARTICLE.**

### Chapter 551 of the Acts of 2004

SECTION 2. AND BE IT FURTHER ENACTED, That on or before [May 31, 2007] **DECEMBER 1, 2010 2008**, the [Circuit Administrative Judge for the First Circuit] **CHIEF JUDGE OF THE COURT OF APPEALS** shall submit a report to the General Assembly, in accordance with § 2-1246 of the State Government Article, that evaluates [the] **EACH** Truancy Reduction Pilot Program established under this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That ~~DURING EACH FISCAL YEAR FROM FISCAL YEAR 2008 THROUGH FISCAL YEAR 2012~~ **DURING EACH OF FISCAL YEARS 2008 AND 2009**, this Act is contingent on funds, **EXCLUSIVE OF ANY GIFTS**, being included in [the 2005, 2006, and 2007] **THAT** fiscal year State [budgets] **BUDGET** for the Administrative Office of the Courts/Family Services Program to establish the Truancy Reduction Pilot [Program] **PROGRAMS** in one or more of the